

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN KENNEY,

Petitioner,

V.

MENDEZ, et al.,

Respondent.

CASE NO. 1:00-CV-02143

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1/8/01
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Blewitt
FILED
SCRANTON

JAN 05 2001

AFFIDAVIT

PER

KMB
DEPUTY CLERK

I, Michelle Mertz, hereby state:

(1) I am employed as a Legal Assistant at the Federal Correctional Complex, (FCC) Allenwood, Pennsylvania. I have served in that capacity since May 1998.

(2) The petitioner, John Kenney, Reg. No. 05238-041, is presently incarcerated at the United States Penitentiary, Allenwood, Pennsylvania, (USP Allenwood).

(3) The following is a synopsis of the financial transactions in the inmate commissary account maintained by inmate Kenney at USP Allenwood, during the past six months.

a. Prison account

1. Present Balance	\$ 18.43
2. Total Amount of Deposits During Past Six Months	\$355.00
3. Average Monthly Balance	\$ 36.64
4. Average Monthly Deposits	\$ 59.17

b. Employment (average monthly wage): \$ 0.00

(4) I have attached a true and correct copy of the record of the transactions of the prisoner's account which occurred within the preceding six months.

(5) The above information set forth in this form is true and correct to the best of my knowledge, information and belief.

Michelle Mertz
Michelle Mertz
Legal Assistant

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN KENNEY,)
Petitioner,)
v.)
MENDEZ, et al.,)
Respondent.)

CASE NO. 1:00-CV-02143

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JAN 05 2001

PER *[initials]*
DEPUTY CLERK

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the United States Department of Justice, Federal Bureau of Prisons, and is a person of such age and discretion as to be competent to serve papers.

That on January 3, 2001, she served copies of the attached:

PRISON TRUST ACCOUNT FOR INMATE JOHN KENNEY, REG. NO. 05238-041

by delivering the documents in an envelope address to the persons hereinafter named, at the place and address stated below.

ADDRESSEE: Inmate John Kenney
Reg. No. 05238-041
USP Allenwood
P. O Box 3000
White Deer, PA 17887

Michelle Mertz
Michelle Mertz
Legal Assistant

January 3, 2001

**ACCOUNT
STATEMENT**
DATE 12/27/00
PAGE No. 01

Account # 05238041

KENNEY, JOHN C
ADM DET

---BEGINNING---		AVAILABLE	ENCUMBRANCE	OUTSTANDING	SPECIAL	ACCOUNT
		BALANCE	BALANCE	BALANCE	BALANCE	BALANCE
		42.59	.00	.00	.00	42.59
INVOICE	TIME	DATE	TRANSACTION DESCRIPTION		AMOUNT	
000003	8:05	01-07-00	SALE / REGULAR		21.55-	21.04
T04665	13:19	01-12-00	MONEY ORDER		20.00	41.04
000002	8:24	01-14-00	SALE / REGULAR		21.55-	19.49
000002	7:57	01-21-00	SALE / REGULAR		19.01-	.48
T05678	14:10	02-08-00	MONEY ORDER		20.00	20.48
000041	12:57	02-10-00	SALE / REGULAR		20.35-	.13
T05879	13:40	02-11-00	MONEY ORDER		20.00	20.13
000004	8:03	02-18-00	SALE / REGULAR		19.80-	.33
T07233	14:34	03-13-00	MONEY ORDER		30.00	30.33
000002	8:03	03-17-00	SALE / REGULAR		22.15-	.18
000003	9:41	03-24-00	SALE / REGULAR		7.59-	.59
T07912	13:54	03-30-00	MONEY ORDER		20.00	20.59
000015	13:55	04-06-00	SALE / REGULAR		19.85-	.74
000017	8:44	04-14-00	SALE / REGULAR		.50-	.24
T08751	12:25	04-18-00	MONEY ORDER		20.00	20.24
PLRAIN	14:31	04-18-00	ENC. / DISCIPLINE		12.64-	20.24
000020	8:49	04-21-00	SALE / REGULAR		7.59-	12.65
PLRAIN	11:11	05-10-00	ENC. / DISCIPLINE		12.64-	12.65
ENPLRA	11:12	05-10-00	ENC. / DISCIPLINE		25.28	12.65
P-1248	11:12	05-10-00	COMMISSARY FORM		12.64-	.01
T09728	13:26	05-11-00	MONEY ORDER		20.00	20.01
PLRA06	14:26	05-11-00	ENC. / DISCIPLINE		2.00-	20.01
000024	9:00	05-12-00	SALE / REGULAR		9.40-	10.61
000025	9:02	05-12-00	SALE / REGULAR		8.58-	2.03
T10355	13:08	05-26-00	MONEY ORDER		10.00	12.03
PLRA06	15:53	05-26-00	ENC. / DISCIPLINE		2.00-	12.03
000011	9:11	06-08-00	SALE / REGULAR		7.78-	4.25
T10815	13:37	06-07-00	MONEY ORDER		20.00	24.25
PLRA07	15:40	06-07-00	ENC. / DISCIPLINE		2.00-	24.25
000020	9:09	06-09-00	SALE / REGULAR		18.06-	6.19
PLRAEN	10:25	06-19-00	ENC. / DISCIPLINE		4.00	6.19
P-1432	10:25	06-19-00	COMMISSARY FORM		4.00-	2.19
P-1432	10:26	06-19-00	COMMISSARY FORM		4.00	6.19
P-1433	10:27	06-19-00	COMMISSARY FORM		4.00-	2.19
T11378	13:12	06-21-00	MONEY ORDER		70.00	72.19
PLRA07	15:56	06-21-00	ENC. / DISCIPLINE		14.00-	72.19
000062	14:04	06-22-00	SALE / REGULAR		20.35-	51.84
PLRA07	10:47	07-03-00	ENC. / DISCIPLINE		43.00-	51.84
PLRA07	10:24	07-14-00	ENC. / DISCIPLINE		61.00-	51.84
ENBAL	10:25	07-14-00	ENC. / DISCIPLINE		61.00	51.84
ENBAL	10:25	07-14-00	ENC. / DISCIPLINE		61.00	51.84

ACCOUNT
STATEMENT
DATE 12/27/00
PAGE No. 02

Account # 05238041

KENNEY, JOHN C
ADM DET

INVOICE#	TIME	DATE	TRANSACTION DESCRIPTION	AMOUNT
P-1609	10:51	07-14-00	COMMISSARY FORM	16.00- 35.84
T12449	14:17	07-14-00	MONEY ORDER	<u>100.00</u> 135.84
PLRA08	15:58	07-14-00	ENC. / DISCIPLINE	20.00- 135.84
0000022	9:17	07-21-00	SALE / REGULAR	27.50- 108.34
P-1691	10:13	08-03-00	COMMISSARY FORM	10.00- 98.34
0000012	8:43	08-04-00	SALE / REGULAR	40.20- 58.14
PLRA08	12:33	08-09-00	ENC. / DISCIPLINE	20.00 58.14
P-1744	12:33	08-09-00	COMMISSARY FORM	20.00- 38.14
0000011	8:32	08-11-00	SALE / REGULAR	9.15- 28.99
P-1744	14:06	08-11-00	COMMISSARY FORM	20.00 48.99
P-1744	14:06	08-11-00	COMMISSARY FORM	18.00- 30.99
0000009	8:32	08-18-00	SALE / REGULAR	23.95- 7.04
0E34EE	20:01	08-20-00	DEPOSIT ITS FUNDS	5.00- 2.04
P-1744	13:31	08-24-00	COMMISSARY FORM	2.00- .04
T14476	7:43	08-31-00	MONEY ORDER	<u>20.00</u> 20.04
PLRA09	15:38	08-31-00	ENC. / DISCIPLINE	2.00- 20.04
0000011	8:45	09-07-00	SALE / REGULAR	17.91- 2.13
PLRAEN	9:24	09-15-00	ENC. / DISCIPLINE	2.00 2.13
P-9902	10:04	09-15-00	COMMISSARY FORM	2.00- .13
T15215	14:34	09-18-00	MONEY ORDER	<u>25.00</u> 25.13
PLRA10	16:00	09-18-00	ENC. / DISCIPLINE	3.00- 25.13
0000009	8:55	09-22-00	SALE / REGULAR	20.15- 4.98
***** TRANSACTION TOTAL *****				37.61-
EXPIRED QUOTABLE ENCLIMBING OUTSTANDING PRECIO ACCOUNT				

\$30.37

\$9.43

ACCOUNT
STATEMENTISP ALLENWOOD*LIMITED OFFICIAL USE*
P. O. BOX 3500
WHITE DEER, PA 17810DATE 12/27/00
PAGE No. 01

Account # 05238041

KENNEY, JOHN C
ADM DET

BEGGING		AVAILABLE	ENCUMBRANCE	OUTSTANDING	SPECIAL	ACCOUNT
		BALANCE	BALANCE	BALANCE	BALANCE	BALANCE
		1.98	3.00	.00	.00	4.98
INVOICE	TIME	DATE	TRANSACTION DESCRIPTION		AMOUNT	
T00216	14:02	10-04-00	MONEY ORDER		<u>20.00</u>	24.98
PLRA11	15:21	10-04-00	ENC. / DISCIPLINE	\$763	2.00-	24.98
000010	8:41	10-06-00	SALE / REGULAR		17.00-	7.98
PLRA10	12:37	10-20-00	ENC. / DISCIPLINE		3.00	7.98
P-0094	12:56	10-20-00	COMMISSARY FORM		3.00-	4.98
T01414	15:16	11-01-00	MONEY ORDER		<u>20.00</u>	24.98
PLRA12	16:22	11-01-00	ENC. / DISCIPLINE		2.00-	24.98
000014	9:42	11-03-00	SALE / REGULAR		16.75-	8.23
T01549	15:17	11-06-00	MONEY ORDER		<u>50.00</u>	58.23
PLRA12	17:02	11-06-00	ENC. / DISCIPLINE	\$31.76	10.00-	58.23
000011	14:34	11-07-00	SALE / REGULAR		16.35-	41.88
ENCPLR	10:21	11-15-00	ENC. / DISCIPLINE		2.00	41.88
P-0234	10:25	11-15-00	COMMISSARY FORM		2.00-	39.88
T02128	15:14	11-16-00	MONEY ORDER		<u>20.00</u>	59.88
PLRA12	16:54	11-16-00	ENC. / DISCIPLINE		4.00-	59.88
000022	10:29	11-17-00	SALE / REGULAR		22.30-	37.58
000018	9:38	11-21-00	SALE / REGULAR		14.10-	23.48
000017	10:03	12-01-00	SALE / REGULAR		6.40-	17.08
T02804	15:41	12-04-00	MONEY ORDER		<u>40.00</u>	57.08
PLRA01	16:50	12-04-00	ENC. / DISCIPLINE		6.00-	57.08
T02948	14:26	12-06-00	MONEY ORDER		<u>50.00</u>	107.08
T02949	14:26	12-06-00	MONEY ORDER		<u>10.00</u>	117.08
PLRA01	16:17	12-06-00	ENC. / DISCIPLINE	\$49.77	10.00-	117.08
PLRA01	16:17	12-06-00	ENC. / DISCIPLINE		2.00-	117.08
000028	10:38	12-08-00	SALE / REGULAR		33.95-	83.13
000022	10:24	12-15-00	SALE / REGULAR		30.00-	53.13
PLRA12	12:27	12-18-00	ENC. / DISCIPLINE		16.00-	53.13
P-0475	12:52	12-18-00	COMMISSARY FORM		16.00-	37.13
000002	13:44	12-19-00	SALE / REGULAR		18.70-	18.43
***** TRANSACTION TOTAL *****					13.45	

---ENDING---QUOTABLE ENCUMBRANCE OUTSTANDING SPECIAL ACCOUNT